



DAE  
#20

**PATENT**  
Attorney Docket No. 219482  
DHHS Reference No. E-144-96/2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Nelson et al.

Application No. 09/242,202

Filing Date: November 1, 1999

For: A NOVEL VECTOR FOR  
POLYNUCLEOTIDE VACCINES

Group Art Unit: 1632

Examiner: Li, Qian J.

RECEIVED

MAY 06 2003

OFFICE OF PETITIONS

**PETITION TO REVIVE A PATENT APPLICATION ABANDONED  
UNINTENTIONALLY UNDER 37 C.F.R § 1.137(b)**

Box SEQUENCE  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

The above-identified application became abandoned on the day after May 13, 2002, for failure to file a timely response to the Office Action mailed on February 13, 2002.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

The items checked below are appropriate:

1. Petition fee

- ☐ Small entity-fee \$640.00 (37 CFR 1.17(m)). Applicant claims small entity status.
- ☒ Other than small entity-fee \$1,280.00 (37 CFR 1.17(m)).

2. Proper reply

A. The proper reply in the form of an Amendment and Response to Office Action and a Petition for Three-Month Extension of Time:

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

05/05/2003 SLUAG1 00000009 121216 09242202

01 FC:1453 1300.00 CH

h

In re Application of Nelson et al.  
Application No. 09/242,202

3. Terminal disclaimer with disclaimer fee

- ☒ Since this patent application has a filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity disclaiming the required period of time is enclosed herewith.

4. Statement: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

5. Payment of fee

- ☐ Enclosed please find check for ☐ \$640.00. ☐ \$1,280.00.
- ☒ Charge Account No. 12-1216 the sum of ☐ \$640.00. ☒ \$1,280.00.
- ☒ Charge Account No. 12-1216 for any additional fee required.
- A duplicate of this petition is attached.

Respectfully submitted,



Carol Larcher, Reg. No. No. 35,243  
One of the Attorneys for Applicants  
**LEYDIG, VOIT & MAYER, LTD.**  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: April 25, 2003